

THE TOMB-STONE THAT CAME BACK

Stolen After Marking the Grave Thirty Years.

TRUTH STRANGER THAN FICTION

Original Maker Asked to Remove Inscription.

WROUGHT IT FOR DAUGHTER'S GRAVE

The Sequel Was the Arrest of a Man Charged With Stealing and Selling It—His Trial Set for To-Morrow. One of the Most Remarkable Tales in the Annals of Henrico County.

Fiction presents no more singular occurrence than that which has resulted in the imprisonment of John Frazier, the dusky guardian of Bishop's old burying-ground, and the recovery of a \$200 tomb-stone, which he is alleged to have stolen and sold for \$7 to John Baird, colored, to be placed above the remains of his father-in-law, Jefferson Miles in Evergreen cemetery.

More than thirty years ago the little daughter of Mr. Fred Comoll died. Her father was and is one of the most expert stone-cutters in Richmond, and he determined to place a splendid stone above her grave in Bishop's cemetery.

The stone was cut in sections, all the work being done by Mr. Comoll, and when it was complete, it could not have been duplicated for less than two hundred dollars.

Years rolled on and the remains of many who were interred on Chelsea Hill were removed to other cemeteries, but Mr. Comoll, who owned a section there, was determined to place a splendid stone above the grave of his daughter.

At this point, it is charged, John Frazier, who had the supervision of the old burying-place on Chelsea Hill, came on the scene and agreed to sell to Baird for \$7 the handsome monument which marked the grave of Mr. Comoll's daughter. The trade, it is said, was quickly made, Baird having no idea that Frazier was selling what did not belong to him.

The stone was rolled away by Frazier, aided by James Coggin, a North Carolina negro, who is also under arrest, being detained as a witness in the case. It was taken to Taylor's yard on Oakwood Avenue, to be remodeled and the inscription removed, but there it was found that the necessary tools were not available. It was, therefore, sent to the yard of Mr. J. Henry Brown, at Madison and Main Streets, where Mr. Comoll works.

A STRANGE OCCURRENCE. Here comes in the remarkable feature of the case. The stone was turned over to Mr. Comoll to remove the inscription and polish it.

When his eyes fell upon the stone, "not much I won't. It belongs to me. I made it thirty odd years ago and there is my daughter's name and age upon it."

Then Sergeant Allen Tomlinson came to the case, and assisted by County Policeman Rogers, he was soon in possession of all the facts, and a little later Frazier and Coggin were in the county jail. They will appear before Magistrate Lewis at 10 o'clock to-morrow.

Meanwhile, the stone will be restored to its place. It marked for so many years. John Baird, the purchaser, is in a state of great perturbation because he failed to secure any receipt from Frazier for his \$7.

MAN ON ROOF SAVED BY THOUGHTFUL NURSE

(Special to The Times-Dispatch.) MORRISTOWN, N. J., Sept. 12.—The Honk and Ladder Company, at an early hour yesterday morning was summoned to the hospital to rescue John Alexander, patient, who had escaped from his nurses in a moment of delirium, and climbed out of a third story window to the roof, where he crouched on the eaves fifty feet above the ground.

The nurses and attendants were hysterical over the situation, and were rushing everywhere for help. Two of them created great excitement by appearing in their uniforms at the depot, where they called frantically for help. The firemen found for what purpose.

The firemen found great difficulty in rescuing the man, for he was wildly delirious, and they feared he would be hurt. In consequence the net was hauled out, but it was not put into use because, while they were debating the best means of effecting a rescue, one of the nurses stooped up behind him and held him.

HENRICO COUNTY COURT TO-MORROW

The regular September term of the Henrico County Court will meet to-morrow, Judge T. Ashby Wickham presiding and a great many cases of more or less public interest are on the docket. All the cases arising out of the recent street railway strike in the county will be up, and will be brought to the attention of the grand jury, which will sit to-morrow.

The case of Sheriff Simon Solomon, which resulted in a mistrial by reason of the failure of the jury to agree, may be brought up again at the term, but so far no movement has been made on this line by the counsel, who appeared against Mr. Solomon.



THAT BOUNDARY DISPUTE: Possession is Nine-Tenths of the Law.

NEW SYSTEM IN SCHOOLS

The Plan Clearly Explained by Mr. J. P. Thomas.

OPEN THE KINDERGARTENS

Three Are to Be Conducted This Session—Where They Will Be Located. An Important Meeting Next Monday Night.

One of the most important new features of the coming session of the city schools will be the kindergartens, which will be opened for the first time.

Three are to be conducted this session and this number will, doubtless, be increased in succeeding sessions as more are needed. A school is located in each district. That of the First District will be located at No. 2307 East Broad Street. This will open to children east of Seventeenth Street. The Second District school will be located at No. 310 North Eighth Street and will be open to pupils living between Seventeenth and Foushee Streets. The kindergarten of the Third District will be located at the West End School and will be open to children west of Poushee Street. The little juveniles will be registered on Tuesday. The new and old pupils of the High School will be registered on Tuesday. In the district schools former pupils will be registered on Tuesday and new pupils on Wednesday.

RULES LAID DOWN. That the School Board has done away with examinations in the High School and the Normal School in certain instances is a matter of great interest to pupils and patrons alike. The appended letter from Mr. Julian P. Thomas, principal of the High School, to Major James H. Capers, chairman of the City School Board, outlines precisely the rules which will govern this innovation, which is likely to become so popular.

Richmond, Va., July 31, 1908. James H. Capers, chairman City School Board. Dear Sir,—In compliance with your request, I make the following suggestions in reference to promotions in the High School:

1. That the intermediate and final examinations, except in the graduating classes, be discontinued, except as hereinafter provided.
2. That in all grades below the graduating classes, promotions be made on class standing.
3. That pupils in all the classes, except the graduating classes, in order to be promoted, shall obtain eighty per cent. in general class standing, and not less than sixty-five on any subject; but pupils standing sixty-five per cent. or more and below eighty per cent. on class standing shall have the privilege of taking a written examination, in which they must make not less than seventy-five per cent. examination, and not less than sixty per cent. on any study.
4. That a pupil who makes eighty per cent. on general standing and falls below sixty-five per cent. on only one study, shall have the privilege of taking a written examination on that subject, on which he must stand not less than sixty-five per cent.
5. That in pupils' monthly reports, class standing shall be given on each separate study, as well as on all the subjects combined, as at present.
6. That pupils who are absent as much as twenty school days during the half-session, shall remain in the grade, or, if they desire it, take the written examinations as provided in section three.

The advantage of this scheme are as follows:

1. It stimulates daily class work.
2. It gives the patrons information monthly as to the standing of their children in each subject—information which they did not get under the system used heretofore.
3. It does away with the nervous strain and drudgery of the examination.

PROVE SATISFACTORY. This plan of promotion, which, I am sure, prove satisfactory to both patrons and pupils, and will greatly increase the efficiency of the work of the High School. During my visit to the summer schools at the University of Virginia and Martha's Vineyard, and my attendance on the National Education Association at Boston, I was able to gather matter, which, together with the report of the committee of ten, will be of material assistance to me in revising the course of study at the High School.

I am now working on the revision, and believe I shall succeed in making a course which will be up-to-date, and which, I trust, will be satisfactory to your board. Very respectfully, J. P. THOMAS.

Approved and adopted by City School Board August 20, 1908.

The School Board will meet to-morrow night to receive the report of the special committee, arrived at in secret session, which embodies a plan for doing away with examinations in the district schools. Whether or not the board will adopt the suggestions of the special committee remains to be seen.

SUCCESSFUL OPERATION

Physicians at the City Hospital Remove Two Eyes.

Two operations were successfully performed at the City Hospital yesterday by Drs. Crump, Sytle and Rix. One of Julius Mosby's eyes was removed. He was struck in the eye by a stick during a fight in Jackson Ward. The operation was similar. William Brown's eye was removed. He was kicked by a mule.

Both patients are getting along nicely.

COLLEGE ROMANCE OF TWO CONTINENTS

Monsieur and Mamselle Meet in Sunny France and Will Wed Here.

(Special to The Times-Dispatch.) NEW YORK, September 12.—The wedding of Edmund W. Billedoux, a Philadelphia of French extraction, and Miss Rosa Le Fay, of No. 30 Rue Carnot, Lorient, France, on Sunday, will be the culmination of a pretty romance, the opening scenes of which were laid at the University of Paris.

Mr. Billedoux, who is at present residing with his mother, Mrs. Hattie Billedoux, at No. 4601 Paschall Avenue, was graduated from Williams College in 1899. He is of French parentage, and he went to the University of Paris to continue his studies. There he met and wooed Miss Le Fay, who was a student in the same department of the institution the young man was attending. When they plighted their troth they decided to make their home in America. The young people arrived in this city on Tuesday last on the Atlantic Transport Line Mesaba, and both are now at the residence of the groom's mother.

His brother, Chester Billedoux, will be best man at the ceremony, and Miss Beatrice Avery, of this city, will be bridesmaid. Mr. Billedoux says he hopes to devote his life to the teaching of romance languages, of which he has made a special study.

EDUCATION OF TEACHERS

The Female Normal School at High-Water Mark.

FINE NEW IMPROVEMENTS

Increased Number of Pupils and Enlarged Corps of Teachers—Enrollment Largest in the History of the School.

(Special to The Times-Dispatch.) STATE NORMAL SCHOOL, FARMVILLE, VA., September 12.—The twelfth session of the State Female Normal School began on Wednesday, September 9th, with most flattering prospects, the enrollment being the largest in its history.

Entrance examinations occupied the first two days, and the results of these show a marked improvement in the quality of patronage. The training school and the new kindergarten were opened on Monday, September 14th, and a fine attendance is assured.

Many welcome improvements are in evidence, among them, the dining-room, enlarged to almost twice its former size and beautifully finished. The roomy and well-appointed kitchen and pantries, the kindergarten room and new class rooms. TEACHING FORCE.

The teaching force, increased in June, now number twenty. The new instructors are Miss Lila London, of Roanoke, teacher of arithmetic; Miss Fannie Wyche Dunn, Petersburg, supervisor in training school; Miss Margaret Halliburton, of North Carolina, special supervisor of first and second grades; Miss Elizabeth J. Freeman, Warren, R. I., kindergarten; Miss Aileen Andrews, Lafayette, Ala., music; and Mr. Malcom, teacher of drawing and manual training. In the domestic department is a new housekeeper, Mrs. Elizabeth Jamison, of Salem, Va. Miss S. Gay Patterson, who has spent

the summer abroad, is expected on Tuesday.

Miss Martha Willis Coulling, who will study drawing at Teachers' College, New York, during the winter, spent the week in Farmville. Misses Louie G. Winston and Natalie Lancaster have just returned from Harvard University, where they studied during the summer. Dr. O. B. Sears spent the vacation in Colorado and the Rocky Mountains.

TAKING. President Jarman and Dr. Jones attended the National Educational Association at Boston, afterwards visiting Harvard, and many normal schools of the Northwest, studying equipments. Dr. Jones also enjoyed special study at Columbia University, and on his return spent several weeks at Cape May.

Miss Laird Lason, of Kittanning, Pa., arrived on Wednesday to visit Miss Reynolds, and place her sister, Miss Helen, in school. Among the former graduates who attended the opening exercises were Misses Pauline Camper, Josephine Goodwin, Neville Watkins, Katherine Vaughan, Kellogg Holland and Ora Harris. Mrs. Jarman and children have just returned from the mountains of Southwest Virginia.

WEDDING SETTLEMENTS ARE BEING ARRANGED

(Special to The Times-Dispatch.) NEWPORT, R. I., September 12.—The settlements of the Duke of Roxbury are on their way to this country, where they will meet the attorney of Mrs. Ogden Goebel and draw up a marriage settlement for the Duke and Miss May Goebel.

In the case of the Duke of Marlborough and Miss Consuelo Vanderbilt an agreement was made, in which it was stated that in case of the death of the Duchess without issue her fortune should revert to the Vanderbilts. It is not known what the terms of the agreement will be between the Duke and Miss Goebel, but it is understood that they will be more liberal than were those of the Duke of Marlborough.

PRESIDENT AND THAT LITTLE FLAG

Explanation of His Refusal to Accept Miss Cos-lean's Gift.

(Special to The Times-Dispatch.) OYSTER BAY, N. Y., Sept. 12.—The finely finished American flag which Miss Marie Costeau, a young French woman of Boston, sent to the President to show her patriotism, was refused by Mr. Roosevelt. It was said to-day, in accordance with a rule which the President has observed since he became Chief Executive, that the flag, which was according to her own statement of considerable value, was, it is said, sent back to her for that reason with a letter of thanks and explanation.

Other gifts accepted by the President have been presented on behalf of societies or the people of certain sections. Mr. Roosevelt received several such gifts on his Western trip. The point is, it is asserted, that the President refuses to accept any gifts which may place him under obligations to individuals, and Miss Costeau's flag, which was according to her own statement of considerable value, was, it is said, sent back to her for that reason with a letter of thanks and explanation.

BOLD JUDGE MAKES RESCUE ON TRAIN

Prevents Passenger from Falling Into a Horrible Gorge.

(Special to The Times-Dispatch.) SALT LAKE, UTAH, Sept. 12.—Passengers arriving on the Rio Grande train from the East to-day tell a story of a daring rescue of James Knox, of San Francisco, by Judge Thomas Mank, of Van Wert, Ohio.

Just as the train was passing the worst curve in the Royal Gorge in Colorado Canon, Knox, who was viewing the scenery from the rear platform of an observation car, leaned over too far and fell. But his left leg caught in the car step and he held on. He quickly climbed over the railing and holding on by one hand grasped Knox by the collar and pulled him back to safety.

For several seconds it seemed certain that the Ohioan would be pulled into the river, but his strength enabled him to save his traveling companion. The summer abroad, is expected on Tuesday.

CONTESTS IN OLD HENRICO

Messrs. Throckmorton, Heckler and Wyatt.

THEY SERVE NOTICE

Two Formers Charge Infractions Against Barksdale Law, While Later Says Ballots Were Rejected to His Disadvantage.

Three defeated candidates for office in the recent Henrico primary, yesterday filed notices of contest with Mr. Thomas C. Ruffin, chairman of the County Committee and upon their successful opponents and the committee will meet next Saturday to take the matter up.

Those who are not satisfied with the result of the primary and who desire the committee to make some investigation as to the alleged methods of its conduct, are Messrs. H. C. Heckler, who opposed Treasurer W. H. Brauer; Mr. C. W. Throckmorton, who was defeated by Mr. L. O. Wendenburg for Commonwealth's attorney; and Mr. C. N. Wyatt, who was a candidate for Justice of the Peace, in the Tuckahoe District, against 'Squire James T. Lewis.

The determination of Mr. Heckler to contest Mr. Brauer's nomination caused something of a surprise, as he was the third man in the race, the vote having been: Brauer, 1,183; Todd, 1,083; Heckler, 908.

It was at first thought Mr. Todd might contest, but he allowed the time to elapse without filing any notice on the committee, saying that while he had heard rumors, he knew of no facts upon which he could base a contest.

SAY LAW WAS VIOLATED. While no detailed statement of allegations has been submitted by any of the contestants, it is understood that in their formal notices Messrs. Heckler and Throckmorton charge that the Barksdale law, which was enacted by the Legislature in 1897, was violated and that their defeat was brought about through the spending of money upon the voters, which is prohibited by the new statute introduced by the Halifax senator.

The vote for Commonwealth's attorney was: Wendenburg, 1,595; Throckmorton, 923; Bryant, 515.

Mr. Wyatt does not predicate his fight against 'Squire Lewis upon any alleged violation of the Barksdale law, but contends that some fifty ballots were rejected at Shumakers Precinct and that upon a recount, it may be discovered that many more were rejected to his detriment.

ONLY PRELIMINARY. At this juncture the proposed contests are in their infancy and nothing has been done beyond the filing of the notices, which had to be done by last night in order to conform to the plan. The committee will meet next Saturday at the Courthouse to take the matter up and up to this time it is not known who will appear either for the contestants or contestants.

HORSE'S SHOE TORN OFF BY AN ELECTRIC CAR

A street car at 430 yesterday afternoon played havoc with the horse and buggy of Mr. R. L. Peters. The vehicle was standing opposite Mr. Peters' office, when the car struck it. The buggy was smashed and the horse considerably hurt about the legs, one shoe being torn off.

FULL TEXT OF STATE'S GAME LAW

Is of Great Interest Just at This Time.

THE RABBITS ARE STILL PROTECTED

Local County Laws Not Repealed by Present Act.

WHEN PARTRIDGES MAY BE KILLED

The Law as Applied to Deer, Wild Turkeys and Game of Other Kinds. The Birds that Are Protected Absolutely—As to Shipping Game Out of the State.

The near approach of the game season has stimulated interest in the laws on the subject passed by the last Legislature, and many inquiries have been received by The Times-Dispatch on the subject. The present article gives full information on the subject.

While the laws as enacted are not regarded as perfect, it is a long step in the right direction. The depletion of game in other States, and their stringent laws cause sportsmen to flock to Virginia and slaughter her game largely for foreign markets.

NON-RESIDENT TAX.

There are only a few States without a non-resident tax; \$25 is about the average, while some range as high as \$50. In many States there is a county tax of \$5 to \$25. Many States limit the quantity of game that may be killed in a day, either by residents or non-residents. A gun license tax on residents is also very popular. A large number of States prohibit the sale of all kinds of game within the State; in a larger number it is unlawful to carry game out of the State, and only four permit the shipment of game out of the State for market.

The idea entertained by many that game is the property of the farmer on whose land it is found has been decided to the reverse by the higher courts; game is the property of the State and subject to its control, either before or after killing.

The variety of hunting which Virginia affords attracts many sportsmen from a distance.

The enforcement of laws for the protection of game should interest the farmers of this State, that they may enjoy such revenue as shooting privileges on their lands may afford, rather than have the game slaughtered by market hunters, who have little regard for law, and less for the citizens of the community in which they deplete.

Following is the law passed by the Legislature last spring, fixing a uniform season for certain kinds of game, etc.

Its passage was due largely to the untiring efforts of Delegate L. T. Christian, who, though a representative from this city, is a hunter of wide experience and authority on game laws. The present law in full is as follows:

Be it enacted by the General Assembly of Virginia, That, after ninety days of the Code of Virginia, eighteen hundred and eighty-seven, be amended and re-enacted so as to read as follows:

Section 3770 (a). When found how unlawful to hunt, etc. It shall be unlawful for any person to shoot, or kill, or capture any wild water fowl, or wild turkey at any time during the night in this State, or at any time to capture them in traps or nets or other contrivances, or to use reflectors or other lights, or snare traps or artificial islands in detecting or capturing or shooting of wild fowl or game of any kind, or to hunt or shoot or kill, or capture any game warden or other officer and held by him as evidence, but the same shall not be destroyed except by the court of justice or justice having jurisdiction, upon warrants duly issued, which said court or justice shall, upon satisfactory evidence of the guilt of the party, or of the unlawful nature of the article seized, order the same to be destroyed. The possession of any of said guns, snare traps, nets, traps, reflectors or other unlawful appliances shall be prima facie evidence of the guilt of the person in whose possession they are found.

TURKEYS AND PARTRIDGES.

It shall be unlawful for any person to hunt, kill or capture in any manner, or buy, offer for sale, or have in possession any wild turkeys, pheasants or grouse, quail or partridges or woodcock east of the Blue Ridge Mountains between Petersburg the first and November the first, and west of the Blue Ridge Mountains between December the thirty-first and November the first, or to trap or snare or net or to kill or capture, or buy, offer for sale, or have in possession, any wild deer between January the first and October the first, or to trap or snare or net or to kill or capture, or buy, offer for sale, or have in possession, any winter wild birds, such as quail, snipe, sand piper, willets, tallers or curlews, between January the first and July the twentieth, or robins between April the first and October the fifteenth, or summer or wood ducks between January the first and August the first, or any game animal, or parts thereof, protected by the laws of this State, during the season in which it is unlawful to hunt, kill, chase or capture the same, shall be guilty, facie evidence of the guilt of the